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Attorneys for  
ORACLE CORPORATION  
and ORACLE AMERICA, INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

ORACLE CORPORATION, a Delaware corporation, and ORACLE AMERICA, INC., a Delaware corporation,

## Plaintiffs,

V.

ORG STRUCTURE INNOVATIONS LLC, a Texas limited liability company, and PAUL MORINVILLE, an individual resident of Indiana.

### Defendants.

Case No. 11-cv-03549-SBA

## **SECOND REVISED STIPULATION AND ORDER SELECTING ADR PROCESS**

Hon. Saundra Brown Armstrong

1 PAUL V. MORINVILLE and ORG  
2 STRUCTURE INNOVATIONS LLC,

Case No. 12-cv-00297-SBA

3 Plaintiffs,

4 v.

5 ORACLE CORPORATION and ORACLE  
AMERICA, INC.,

6 Defendants.

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10 ORG STRUCTURE INNOVATIONS LLC,

Case No. 12-cv-00348-SBA

11 Plaintiff,

12 v.

13 ORACLE CORPORATION and ORACLE  
14 AMERICA, INC.,

15 Defendants.

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1 Counsel report that they have met and conferred regarding ADR and have reached the  
2 following stipulation pursuant to Civil Local Rule 16-8 and ADR Local Rule 3-5:

3 The parties have previously agreed to private mediation and previously informed the Court  
4 that they planned to hold the mediation with mediator Edward A. Infante, United States Magistrate  
5 Judge (Ret.), of JAMS on June 6, 2012. The Court signed the parties' stipulated order to that effect  
6 on March 27, 2012 (Dkt. No. 100). Oracle has become aware of a conflict with respect to use of  
7 Judge Infante. The parties have agreed to reschedule the mediation with mediator Randall W.  
8 Wulff, Esq. of Wulff Quinby Sochynsky, who can mediate the case in late August. The parties  
9 attach a proposed Order setting forth their agreed upon mediation provider and the date by which  
10 mediation shall be completed.

11  
12 IT IS SO STIPULATED AND AGREED.

13 Dated: May 10, 2012 HOGAN LOVELLS US LLP

14 By: /s/ Maren J. Clouse  
15 Maren J. Clouse

16 Attorneys for  
17 ORACLE CORPORATION  
18 and ORACLE AMERICA, INC.

19 Dated: May 10, 2012 FARNEY DANIELS LLP

20 By: /s/ Steven R. Daniels  
21 Steven R. Daniels

22 800 South Austin Avenue, Suite 200  
23 Georgetown, Texas 78626

24 Attorneys for  
25 ORG STRUCTURE INNOVATIONS LLC  
26 and PAUL MORINVILLE

27 I, Maren J. Clouse, attest that Steven R. Daniels has read and approved this Stipulation and  
28 Proposed Order Selecting ADR Process and consents to its filing in this action.

## ORDER

Based on the foregoing, IT IS HEREBY ORDERED that this matter is referred to private mediation. The parties agree to hold the mediation by no later than August 31, 2012 with Randall W. Wulff, Esq. of Wulff Quinby Sochynsky.

IT IS SO ORDERED.

DATED: 5/11/12

Saundra B. Armstrong  
THE HONORABLE SAUNDRA BROWN ARMSTRONG

THE HONORABLE SAUNDRA BROWN ARMSTRONG

## United States District Judge